

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Harvey D. PREISLER
BINDING-SPECIFIC
PEPTIDES, BINDING-
SPECIFIC CARRIER
MOLECULES, AND USES
THEREOF



Appl. No.: 10/062,587

Appl. Filing Date: 01/31/2002

Examiner: Karen A. Canella

Art Unit: 1642

<p>CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.</p> <p><u>Michelle Manning</u> (Printed Name)</p> <p><u>Michelle Manning</u> (Signature)</p> <p><u>July 21, 2005</u> (Date of Deposit)</p>

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. § 1.114: (check items that apply)

a. Previously submitted:

07/26/2005 MWOLDGE1 00000101 10062507

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395.00 OP

-1-

- ☐ Please enter and consider the amendment and/or reply previously filed on ____.
- ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on ____ but not considered.
- ☐ Please consider the arguments in the Appeal Brief or Reply previously filed on ____.
- ☐ Other ____.
- b. Enclosed are:
- ☒ Amendment/Reply.
- ☐ Affidavit(s)/Declaration(s).
- ☐ Information Disclosure Statement.
- ☐ Form PTO-1449 with copies of ____ listed reference(s).
- ☐ Other .

Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$790.00	= \$790.00
Total Claims:	51	- 51	= 0	x \$50.00	= \$0.00
Independents	3	- 5	= 0	x \$200.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$360.00	= \$0.00
CLAIMS FEE TOTAL:					= \$790.00

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$120.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$450.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$1,020.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,590.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,160.00		\$0.00
	EXTENSION FEE SUBTOTAL:			\$0.00
	EXTENSION FEE ALREADY PAID:	-		\$0.00
	EXTENSION FEE TOTAL			\$0.00
	CLAIMS AND EXTENSION FEE TOTAL:			\$790.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$395.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
	TOTAL FEE:			\$395.00

- ☐ Please charge Deposit Account No. 50-2350 in the amount of \$395.00. A duplicate copy of this transmittal is enclosed.

- ☒ A check in the amount of \$395.00 to cover the filing fee is enclosed.

- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-2350. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-2350.


Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

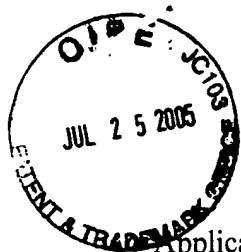
Respectfully submitted,

Dated: July 21, 2005

FOLEY & LARDNER LLP
Customer Number: 23524
Telephone: (608) 258-4305
Facsimile: (608) 258-4258

By


Michelle Manning
Attorney for Applicant
Registration No. 50,592



Atty. Dkt. No. 047940-0135

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**AMENDMENT AND SUBMISSION FOR REQUEST
FOR CONTINUED EXAMINATION**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This amendment is in reply to a Final Office Action mailed April 21, 2005 and accompanies a Request for Continued Examination (RCE) that is filed herewith. The shortened three month statutory period for response to the Office Action expires on July 21, 2005. Therefore, applicants believe this response is timely filed.

The Patent Office is hereby authorized to charge any additional fees required for this filing or credit any overpayment to Deposit Account No. 50-2350. For the purpose of charging said Deposit Account a duplicate of page one and the signature page of the response is submitted herewith.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this document.

Remarks begin on page 10 of this document.

Please amend the application as follows: